

MINUTES OF THE MEETING OF BOARD OF PUBLIC WORKS, SEPTEMBER 9, 1941

The Board of Public Works met on September 9, 1941, in the office of the Governor, State House, Annapolis, Maryland.

There were present: Herbert R. O'Connor, Governor
J. Millard Tawes, Comptroller
Hooper S. Miles, Treasurer

Mr. Walter N. Kirkman, Director of the Department of Budget and Procurement, also attended the meeting.

BOARD OF PUBLIC WORKS:

Budget

The Secretary called attention to the fact that the budget of the Board of Public Works for the fiscal year 1941 would require an amendment to adjust several of the items and suggested that the matter of amendment be deferred until the end of September 1941, which was agreeable to the Board.

CHELTENHAM SCHOOL FOR BOYS:

The Secretary brought to the attention of the Board a proposal submitted by the Board of Managers of Cheltenham School for Boys that the institution be authorized to sell a surplus of hogs which is on hand at this time and to use the money in the purchase of cattle and poultry, so that the activities of the school could be more diversified by being able to teach the boys the work of taking care of cattle and poultry, and at the same time provide food stuffs for the institution which it has not been possible, up to this time, to produce at the school. This program would take care of the criticism which has been made in the feeding of the boys by providing, in addition to pork products from the hogs which the institution has been raising, poultry, eggs, etc., and would make the boys more useful in the work done by them for outsiders, after parole, because of the knowledge gained in taking care of the cattle and poultry.

It was stated that about \$3,000.00 could be used to advantage by selling the surplus of hogs and investing this money in cattle and poultry.

The Board approved the proposal of the school.

COLLECTOR OF STATE TAXES:

Anne Arundel County

The Secretary brought to the attention of the Board a communication from C. Albert Hodges, former Collector of Taxes for Anne Arundel County, in which request was made that the Board abate the interest which had accrued on certain taxes which were involved in equity cases and tax sales, the Collector having accounted to the State for the taxes which were due. The Collector stated that he had made no collection of interest on certain tax sales and that if interest were to be demanded, it would have to be paid by the County Commissioners of Anne Arundel County, as the Collector had no means of collecting interest on the various properties involved, other than from the County.

The Board approved the request of Mr. Hodges that he be relieved of any obligations for the payment of interest on these taxes.

COMPTROLLER:

Refunds

The Board approved refund of taxes in the amount of \$4.23 claimed by the American District Telegraph Company, the payments to the State being duplication of payments made in error to the State Collector of Taxes for Baltimore City, which were recovered into the State Treasury in the usual way.

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The Secretary brought to the attention of the Board a communication addressed to the Comptroller by the Mayor and Council of Brunswick, Maryland, requesting that the Town be relieved of the necessity of paying state taxes and interest, aggregating \$112.43 which it was necessary for the Town to pay in acquiring several lots at tax sales, where said properties were eye-sores to the Town and it was decided the Town should take them over and remove the improvements which had become dilapidated and were a menace to public welfare.

The Board was agreeable to the appeal of the Mayor and Council of Brunswick that the Town be relieved of paying these taxes and interest on same, in a total amount of \$112.43 and authorized the payment of this sum out of the appropriation to the Board of Public Works for refunds.

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The Board approved payment of the following refunds, recommended by the Comptroller, out of the appropriation to the Board for refunds.

Admissions Tax Division:	\$ 9.95
Phi Delta Pi Sorority	\$4.40
Patapsco River Power Squadron	2.85
Anthony J. Cioni	<u>2.70</u>
Alcoholic Beverages Tax Division:	3,035.20
Officers' Club-Aberdeen Prov. Grds.	33.66
Ordnance Training Center, Post	
Exchange, Aberdeen Proving Grds.	380.57
Post Exchange, Aberdeen Proving	
Ground	197.25
Quartermaster Detachment, Aberdeen	
Proving Ground	8.83
N.C.O. Club, Edgewood Arsenal	39.27
Post Exchange, Edgewood Arsenal	189.79
Post Exchange, 29th div. Fort	
George G. Meade	1,370.24
Post Exchange, Fort Geo. G. Meade	275.03
Naval Powder Factory, Post Exchange,	
Marine Barracks, Indian Head	6.82
" " " " "	6.14
Ship's Service Store, U. S. Coast	
Guard Yard, Curtis Bay	44.28
" " " " "	32.14
Officers' Club, Aberdeen Proving	
Ground	49.95
Post Exchange, Aberdeen Prov. Grd.	31.08
Post Exchange, Edgewood Arsenal	237.66
Post Exchange, Marine Barracks,	
Naval Powder Factory, Indian	
Head	10.33
Rev. Francis Gallagher	29.46
Rev. Edward H. Roach	1.92
Chaplains of Dominican Convent	.48
Rt. Rev. Msgr. Chas. F. Morrissey	2.00
Rev. Celestine Rosewicz	9.90
Sisters of the Visitation Academy	2.00
Rev. E. Jerome Winter	1.92
Rev. John H. Eckehrode	3.84
Rev. John Commy	2.00
St. Mary's Seminary	4.60
Rev. Ambrose Beavan	2.48
Rt. Rev. Msgr. Edwin L. Leonard	6.00
Rev. C. Carroll Kerr	.80
Rev. Walter J. Hayes	1.92
Rev. Jos. F. Lane	2.00
Rev. Jos. A. Stepanek	12.94
Rev. L. J. Ripple	15.10
Rev. Pierce F. Redden, Treas.	14.00
Rev. Pierce F. Redden, Treas.	<u>8.80</u>

Corporation Taxes:		\$119.18
The Elias Wilf Corp.	\$70.71	
Armour & Co. of Delaware	40.01	
Catoctin Lodge, Inc.	<u>8.46</u>	
Title Tax:		171.49
J. Nelson Rickards, Jr.	14.20	
Perry Armstrong	.60	
Leroy Wilson	2.50	
Paul George Hippe	11.38	
Russell Motor Company	17.58	
Clifford McCoy	3.90	
Butler Brothers	14.78	
Ethel Evelyn Jenkins	8.90	
W. T. Cowan, Inc.	90.00	
John Henry Bloom	4.70	
Capitol Cadillac Co.	<u>2.95</u>	
TOTAL REFUNDS APPROVED		\$3,335.82

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After due consideration, the Board approved payment of costs in the following cases, upon recommendation of the Comptroller, out of funds of the Board of Public Works - Item #208 - for this purpose.

Clerk of the Circuit Court for Anne Arundel County in case of HOLC vs. Comptroller	\$27.00
Hugh Allen Meade, in case of State of Mary- land vs. H. L. Dornbusch	1.00
Lafayette P. Temple, Inc., in the matter of statements relating to airplane crash on June 21, 1941 involving Martin Co.	177.30.

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The Secretary submitted to the Board a list of records belonging to the office of the Comptroller of the Treasury and stored in the basement of the Court of Appeals Building, together with a letter from Dr. Morris L. Radoff, Archivist, advising that the records enumerated in the list possess no historical interest and it was not desired to preserve them any longer.

The Board was agreeable to the destruction of these records, with the exception that because of the possibility of payroll information for the past ten years being helpful to the Board of Trustees of the Employees Retirement System of the State of Maryland, in keeping their records, no payrolls within the past ten years should be destroyed.

Otherwise, the Board of Public Works approved the destruction of the other records enumerated in the list submitted by the Hall of Records.

CROWNSVILLE STATE HOSPITAL:

The Board confirmed approval heretofore given by the members individually, and verbally, through the Secretary, to Crownsville State Hospital to accept the proposal of the Cogswell Construction Company for the erection of a new group of buildings at the institution at a price not to exceed \$285,000.00 in accordance with plans and specifications prepared by James R. Edmunds, Jr., architect.

DEPARTMENT OF GAME AND INLAND FISH:

The Secretary brought to the attention of the Board a communication from the Department of Game and Inland Fish in which authority was requested to sell to the United States War Department an area of land owned by the Department of Game and Inland Fish located in Harford County and known as the Harford County Game Refuge, as authorized by Chapter 410, Acts of 1941,

Section 69, at a price of \$4,000.00, which is about \$300.00 more than the cost.

In as much as the property in question is desired by the War Department, it adjoining the northern boundary of the Aberdeen Proving Ground and the War Department would have the right to condemn the property if necessary, the Board approved the recommendation of the State Game Warden that the State sell the property, in accordance with correspondence which had passed between the War Department and the Department of Game and Inland Fish.

GREENBELT PROJECT:

The Secretary submitted to the Board a proposed agreement between the United States Department of Agriculture, Farm Security Administration, and the State of Maryland, covering payment in lieu of taxes to the State of Maryland on the Greenbelt Project for the period January 1, 1941 to December 31, 1941, the amount to be received by the State being \$7,605.11.

This agreement is a renewal of agreements heretofor made between the United States Department of Agriculture and the State of Maryland to reimburse the State for state taxes on real estate in the Greenbelt Project. Therefore, the Board approved the agreement and the members affixed their signatures to it.

HALL OF RECORDS:

See: Comptroller of the Treasury, Old Records.

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The Board approved two requests received from Dr. Morris L. Radoff, Archivist of the Hall of Records, for the purchase of:-

- 1- Griswold R 2 splicer for 35 mm. nonperforated film
- 2- Recordak Film File Cabinet at a cost of \$87.50,

both of the purchases to be made through the Department of Budget and Procurement, payment to be made from the General Bond Issue of 1939 funds.

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The Secretary brought to the attention of the Board a communication from Judge Carroll T. Bond, Chairman of the Hall of Records Commission, requesting that space in the basement of the Court of Appeals Building be made available for the transfer of non-current documents and records, from the Hall of Records, since the Hall of Records is threatened with exhaustion of space at an early date.

In as much as there is space in the basement of the Court of Appeals Building for the transfer of these records, the Board approved the request of Judge Bond that additional space be made available in the basement of that building.

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The Secretary brought to the attention of the Board a communication from Mr. Walter N. Kirkman, Director of the Department of Budget and Procurement, relative to some painting which seems to be desirable in the Hall of Records but for which there are no funds available in the budget of that commission to cover the cost of such work.

It was felt by the Board that any work, such as painting, could be taken care of out of the appropriation for the maintenance of State Buildings at Annapolis, Maryland, and that it would not be necessary for the budget of the Hall of Records to take care of this expense. It was suggested that Dr. Radoff get in touch with the Superintendent of Public Buildings and Grounds, and discuss this matter with him.

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LEASES:

The Secretary brought to the attention of the Board a communication from the Maryland State Board of Commissioners of Plumbing advising that they are unable to comply with the request of the Comptroller that they transfer from their receipts to the General Fund the sum of \$600.00 to take care of rent paid by the State for their offices in the Old Town National Bank Building.

It has been the practice of the State, in the past, to appropriate, in the Miscellaneous Budget, the sum of \$600.00 to the Commissioners of Plumbing. This amount was intended to supplement the receipts of that Board and take care of the rent the Board has been paying for office space in Baltimore, in the past.

In view of the fact that the appropriation was not included in the 1942 and 1943 budgets, and the receipts of the Board are not sufficient to take care of the rent, it was decided that the State would absorb the rent and take care of it out of the general appropriation for the rent of offices.

MARYLAND COUNCIL OF DEFENSE:

The Governor took up with the Board the matter of providing additional funds for the expenses of the several agencies operating under the Maryland Council of Defense, and submitted a tentative budget totaling \$9,604.00 for the period September 1, 1941 to December 31, 1941, covering -

Office of State Council
Women's Division
State Fire Coordinator
District Council of Defense for
Baltimore
Fair Rent Committee

In consideration of this tentative budget there were some items which were unimportant and which could doubtless be eliminated. The Board decided to allow the sum of \$5,500.00 in addition to the balance of approximately \$2,000.00 which is unexpended out of the sum of \$5,000.00 originally allotted to the Maryland Council of Defense for expenses, with the Maryland Council of Defense accepting the responsibility of allotting this money to the several divisions operating under it.

MARYLAND TRAINING SCHOOL FOR COLORED GIRLS:

The Secretary brought to the attention of the Board a communication from the Board of Managers of Maryland Training School for Colored Girls, advising that they had engaged Perring and Remington, 10 W. Chase Street, Baltimore, as architect and engineer for the restoration of the sewerage system at the school.

In considering this request, the Board noted that fact that the procedure followed by the institution was irregular in that the various institutions do not have authority to select architects and engineers for construction work at their institutions, and they should not make any commitments in this respect without first submitting their recommendations to the Board for approval.

The selection of Perring and Remington was approved, and the Secretary instructed to advise the school of the approval and to call attention to the procedure to be followed in the future in connection with the employment by the State of architects and engineers on construction work.

MILITARY DEPARTMENT:

The Secretary brought to the attention of the Board copy of letter dated August 26, 1941, addressed to Major General Milton A. Reckord by the State Law Department, relative to the land on Hughes Street, Baltimore, on which the State will erect a Naval Militia Armory. The letter called attention to the fact that the City will undertake to condemn the interest of the Heald estate in the lot on Hughes Street, which is a part of the site for

the Armory, so that any question as to the title to the property will be cleared through these proceedings. The State Law Department advised that it would be better that the project be started immediately in order to avoid any possibility of losing the W.P.A. Grant for the construction of the Armory, since the State, even under the most unfavorable circumstances would be required to pay ground rent only for that period between the acquisition of the lot and the conclusion of the condemnation proceedings.

The view of the State Law Department was approved by the Board and it was decided to go ahead with the construction of the Armory at this time.

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The Secretary brought to the attention of the Board a communication from General Reckord with which was submitted a copy of the deed executed by General Reckord and his wife to land acquired by the State in the Camp Ritchie Reservation. General Reckord advised that the deed was drawn and approved by Wm. P. Lane, Jr., former Attorney General, and that the matter should now be satisfactorily closed, as the original deed is recorded in the Land Records of Washington County and will be held by the Military Department.

The Secretary was instructed to submit the papers in this case to the State Law Department for approval.

MORGAN STATE COLLEGE:

The Board approved the formal agreement submitted by Mr. Lucien E. D. Gaudreau, architect, covering his engagement in connection with the preparation of plans and specifications for the construction of power house with equipment at Morgan State College. The Board approved the agreement with the understanding that the gross fee to the State, covering architectural and engineering services, would be 6% of the amount of the contract covering this construction work.

The Secretary submitted to the Board a communication from Morgan State College, reviewing the budget for Morgan State College for the fiscal years 1942 and 1943, with statement showing proposed expenditures in excess of those shown in the budget passed by the General Assembly of 1941, the excess being due to the fact that the increased enrollment will provide income of probably \$15,238.00. The College requested that its budget for the two years be amended to the extent that there would be available to it, the additional estimated income for those two years.

The Board was agreeable to the request because of the fact that the taking care of additional students requires additional funds, and the additional money needed would be furnished by the enlarged enrollment of students.

The use of this additional money is to be covered by budget amendment submitted in the usual way.

OLD STATE RECORDS:

See: Comptroller of the Treasury, these minutes.

REGISTER OF WILLS:

Queen Anne County

The Secretary brought to the attention of the Board a file of correspondence between the office of the Comptroller and the Register of Wills for Queen Anne County relative to an item of collateral inheritance tax which had been collected by an executor in 1932 but which had been overlooked in the accounting to the Register of Wills and the Comptroller. It was stated, that in due course, the bank in which the money was deposited had closed and there was a loss to the executor of 20% because of the bank being unable to pay off 100%. The money has remained in the bank in which it was deposited and has collected interest amounting to \$93.89.

The executor proposed to make settlement by payment of the full amount of tax, \$460.64, plus interest which accrued on it while in bank.

After due consideration, the Board authorized acceptance by the Comptroller of the tax of \$460.64 plus interest of \$93.89, as offered by the executor through the Register of Wills for Queen Anne County.

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Washington County

The Board took up for further consideration the matter of request of Harry Newcomer, Register of Wills for Washington County, that he be reimbursed for the loss sustained by him in remitting to the State, out of personal funds borrowed by him, the amount of money to his credit as Register of Wills for Washington County in The First National Bank of Hagerstown, Maryland, which closed September 30, 1931. At December 31, 1940, the amount was \$2,017.17, taking into account the liquidating dividends which had been paid up to that time, and interest which Mr. Newcomer paid on the amount borrowed by him to settle with the State in 1931. The final dividend paid by the bank was on November 25, 1940.

The Secretary advised the Board that he had been in touch with the office of The State Law Department about this claim of Mr. Newcomer and that The Department had stated that since other officials who had State money on deposit in banks which closed, were not required to settle with the State out of personal funds but were allowed to assign to the State the certificates issued by the banks evidencing amounts to the credit of the officials, the State eventually losing whatever loss was occasioned by the face amount on the certificate, ^{and} the amount paid by the bank, Mr. Newcomer's claim should be considered fair and that he should not be obliged, personally, to stand the loss which was occasioned by the closing of The First National Bank of Hagerstown.

In view of the circumstances, the Board approved the claim of Mr. Newcomer and agreed that he should reimburse himself in his settlements with the Comptroller's Office, for current inheritance taxes due the State.

ROSEWOOD STATE TRAINING SCHOOL:

The Secretary brought to the attention of the Board a communication from Rosewood State Training School, requesting authority to expend the additional sum of \$298.00 - the price quoted by Chas. T. King, Inc. for work in installing automatic dumping feature in connection with the alterations and additions to the Power House, now being made at the institution by that contractor.

The Board approved the expenditure of the additional sum of \$298.00, as outlined in the letter of September 3, 1941, received from the institution.

STATE ATHLETIC COMMISSION:

The Secretary brought to the attention of the Board the matter of bonds furnished by the members of the State Athletic Commission, and particularly the question of premium to be paid where a new bond is issued each year in accordance with the advice of the Attorney General. It is felt that the penalty of the bonds for the members of the Commission could be reduced to one-half of what they have been up to this time by permitting a new bond to be written each year at a premium cost which would be one-half of the amount which the bonding company has been charging up to this time.

The Board felt that there was no necessity to bond the members of the Commission in excess of a penalty of \$5,000.00 and approved the issuance of a bond in that penalty for the three members of the Commission, under authority given the Board in Chapter 64 of the Acts of 1939 under which the Board of Public Works "shall have power to adopt rules and regulations *** covering the terms and renewals of all bonds furnished by State officials and employees".

STATE AVIATION COMMISSION:

The Secretary brought attention to a communication addressed to the Board by the State Aviation Commission, requesting that the Board have made available to the Commission a copy of the 1939 Edition of the Annotated Code of Maryland.

The Secretary was instructed to advise the Commission that there are no further copies of the 1939 Code available for distribution to the various State Agencies.

STATE DEPARTMENT OF EDUCATION:Towson

The Board approved authority previous given, verbally, by the individual members of the Board through the Secretary to the State Department of Education, covering the award of contract to Victor Frenkil, individually and trading as Baltimore Contractors, in the amount of \$131,558.77 for the construction of a new gymnasium building at the State Teachers College at Towson, in accordance with the plans and specifications prepared by the firm of Smith & May, architects.

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Salisbury

The Secretary brought to the attention of the Board a communication from Dr. J. D. Blackwell, President of State Teachers College at Salisbury, requesting authority to sell the coils from the tank and refrigerators used in the old kitchen, as junk, as they are of no further use to the institution.

The Board authorized disposition of this old material at the best price available.

STATE DEPARTMENT OF FORESTRY:

(Department of State Forests & Parks)

The Secretary brought to the attention of the Board a communication from F. W. Besley, State Forester, requesting authority to purchase approximately 496 acres of forest land in Garrett County from Margaret McCullough at a cost of \$1.25 per acre. This property lies along the Bloomington Road-Oakland Road on Backbone Mountain and is bordered on two sides by the Potomac State Forest.

The Board approved the request of the Department of State Forests and Parks to make this purchase of land.

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The Board formally approved the execution of deed from the State of Maryland to the Board of County Commissioners of Howard County, under date of August 19, 1941, for the road from Rogers Avenue to the Hollofield Fire Tower Road, as authorized by Chapter 299 of the Acts of the General Assembly of 1941, the members of the Board having affixed their signatures to this deed on that date. Mr. William L. Henderson, Deputy Attorney General had reviewed the deed and approved it as being in accordance with the Act of 1941, mentioned.

STATE DEPARTMENT OF PUBLIC WELFARE:

The Secretary brought to the attention of the Board a communication from Mr. J. Milton Patterson, Director of the State Department of Public Welfare, advising of a conference with representatives of the Surplus Marketing Administration to work out a plan for the extension of the sale of stamps, to be held September 11, 1941. The Secretary of the Board was invited to sit in on this conference.

The Board is on record, already, as being in favor of extension of the food stamp plan, and is agreeable to the details for the handling of the sale of the stamps being worked out between the office of the Comptroller

and the State Department of Public Welfare, through use of Revolving Funds.

STATE INDUSTRIAL ACCIDENT COMMISSION:

The Secretary brought to the attention of the Board a communication from Mr. Charles E. Moylan, Chairman of the State Industrial Accident Commission, and Mr. Robert C. Thompson, Supervisor of Vocational Rehabilitation Service, relative to providing the necessary personnel and also in connection with the retraining of persons who are disabled in industry.

The Board deferred any consideration of this matter until it would be possible for Mr. Moylan, who was out of the city on September 9, 1941, to appear before the Board and explain the plans the Commission has for establishing this rehabilitation service.

STATE ROADS COMMISSION:

The Secretary brought to the attention of the Board a letter from Mr. Wm. A. Codd, Chief Auditor of the State Roads Commission, dated July 25, 1941, on the subject of the subsidy paid the Tolchester Lines, Inc. for operating a ferry service across the Chesapeake Bay.

Upon inquiry, the fact was developed that the Tolchester Lines, Inc. had made no demand for payment of the appropriation since this matter first came before the Board on July 22, 1941. It was felt that no action was necessary to determine if the company was complying with the law.

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The Board approved the execution of deed from the State Roads Commission to the Mayor and City Council of Baltimore, conveying to the City of Baltimore a certain parcel of land located at the Brooklyn end of the Hanover Street project, which was acquired April 1941 and which the City of Baltimore now desires to use as location for a pumping station. This property is now of no further use to the State Roads Commission for road or right of way purposes.

The members of the Board affixed their signatures to this deed.

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The Secretary submitted letter from Mr. L. H. Steuart, Secretary of the State Roads Commission, for the attention of the Board in the matter of transfer of property in Calvert County no longer needed for road or right of way purposes by the State Roads Commission. The Board approved two deeds submitted with Mr. Steuart's letter, between the State Roads Commission and Chesapeake Beach Hotel Company of Calvert County, and between the State Roads Commission and Seaside Park, Incorporated, and affixed their signature thereto.

STATE TAX COMMISSION:

The Secretary brought to the attention of the Board a communication from the State Tax Commission, in which attention was called to the fact that under the Acts of 1941 the duties and responsibilities of that Commission have been greatly increased, and that there is no additional money available for personnel and expenses in the budget of the Commission for the fiscal years 1942 and 1943, for the additional work. The Commission requested that they be permitted to appear before the Board for the purpose of discussing their problems in detail.

The Board requested Mr. Kirkman to make some investigation of the situation and report to the Board at the next meeting on this matter.

UNIVERSITY OF MARYLAND:University Hospital

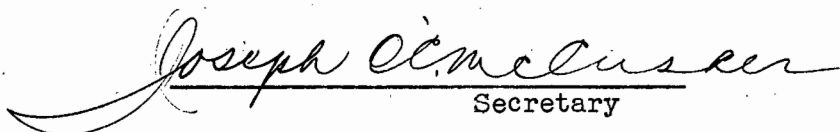
The Board confirmed approval previously given by the individual members of the Board, through the Secretary, to the University of Maryland that it be authorized to enter into a contract with the Price Construction Company, low bidder, for additions to the Nurses Home at University Hospital in Baltimore, their bid being \$60,800.00.

Extension Service

Dr. Thomas B. Symons, Dean and Director of the Extension Service, University of Maryland, appeared before the Board and took up the question of the activities of the Service, which he stated would be curtailed because of the withdrawal of approximately \$10,000.00 by the Federal Government of funds which the Service has been receiving annually, in the past. Dr. Symons stated that he felt the Service could not continue the program it has carried out in the past because of the loss of this money from the Federal Government, and asked if there was any way in which the State could help the situation by supplementing the funds appropriated to the Service in the State Budget.

The Board advised Dr. Symons that it would take the matter under consideration and do everything possible to help him.

There being no further business, the meeting was adjourned.


Secretary